

1 JOSEPH P. RUSSONIELLO, CSBN 44332
United States Attorney
2 JOANN M. SWANSON, CSBN 88143
Assistant United States Attorney
3 Chief, Civil Division
EDWARD A. OLSEN, CSBN 214150
4 Assistant United States Attorney

5 450 Golden Gate Avenue, Box 36055
San Francisco, California 94102
6 Telephone: (415) 436-6915
FAX: (415) 436-6927

7 Attorneys for Defendants

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

HAO CHEN,) No. C 08-2396 EMC
Plaintiff,)
v.) STIPULATION TO DISMISS AND
MICHAEL CHERTOFF, Secretary of the) [PROPOSED] ORDER
Department of Homeland Security;)
ROBERT S. MUELLER, Director of)
Federal Bureau of Investigations,)
Defendants.)

)

Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled action without prejudice in light of the fact that the United States Citizenship and Immigration Services is now prepared to adjudicate Plaintiff's application for naturalization and agrees to do so within 30 days of the dismissal of this action.

///

///

///

///

///

Stipulation to Dismiss
C 08-2396 EMC

Each of the parties shall bear their own costs and fees.

Date: July 25, 2008

Respectfully submitted,

JOSEPH P. RUSSONIELLO
United States Attorney

/s/
EDWARD A. OLSEN¹
Assistant United States Attorney
Attorneys for Defendants

Date: July 24, 2008

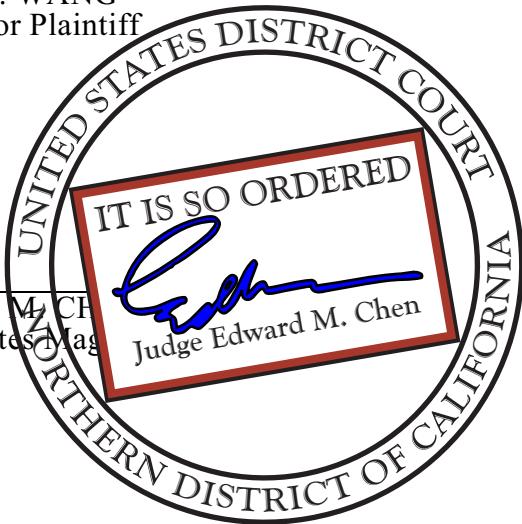
/s/
JUSTIN X. WANG
Attorney for Plaintiff

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Date: July 25, 2008

EDWARD M. CHAPMAN
United States Magistrate



¹ I, Edward Olsen, hereby attest that I have on file all holograph signatures for any signatures indicated by a “conformed” signature (/S/) within this efiled document.